

To: Seter, David[Seter.David@epa.gov]; drdavis@blm.gov[drdavis@blm.gov]; Rodriguez, Dante[Rodriguez.Dante@epa.gov]
From: Jeryl Gardner
Sent: Tue 1/2/2018 5:37:33 PM
Subject: RE: Anaconda documents in progress

Hi Dave,

You captured it perfectly.

Thanks for the table; that helps with organization for sure.

Jeryl R. Gardner, P.E., C.E.M.

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From: Seter, David [mailto:Seter.David@epa.gov]
Sent: Tuesday, January 2, 2018 8:39 AM
To: Jeryl Gardner <JGARDNER@ndep.nv.gov>; drdavis@blm.gov; Rodriguez, Dante <Rodriguez.Dante@epa.gov>
Subject: Anaconda documents in progress

Meanwhile, in trying to decipher how site documents in progress will be handled under deferral I've put together the following from the deferral agreement.

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Relevant text from Deferral Agreement

Section III. F.

Deliverable Review and Approval – Deliverables that have been submitted to EPA by ARC and are pending EPA action at the time this Deferral Agreement is executed will be transferred to NDEP for further action. Deliverables submitted to EPA by ARC that have been reviewed and commented on but have not been incorporated into a response action or order or directive at the time that this Deferral Agreement is executed will be reviewed and considered by NDEP in future decisions and actions at the Site. Deliverables scheduled to be submitted to EPA after this Deferral Agreement is executed will be submitted to NDEP for further action on the same scheduled dates the deliverables were due to be submitted to EPA.

The above text sets up three categories of deliverables. This table represents how each type deliverable will be handled post-deferral:

CATEGORY	TYPE DOCUMENT	HOW HANDLED
1	Deliverables that have been submitted to EPA by ARC and are pending EPA action at the time this Deferral Agreement is executed	will be transferred to NDEP for further action
2	Deliverables submitted to EPA by ARC that have been reviewed and commented on but have not been incorporated into a response action or order or directive at the time that this Deferral Agreement is executed	will be reviewed and considered by NDEP in future decisions and actions at the Site
3	Deliverables scheduled to be submitted to EPA after this Deferral Agreement is executed	will be submitted to NDEP for further action on the same scheduled dates the deliverables were due to be submitted to EPA

David A. Seter, P.E.

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